B1 (Official F@ 156:098)70951 Doc 1 Filed 03/16/09 Entered 03/16/09 17:56:55 Desc Main United States Bankruptum Centre Page 1 of 39 **Voluntary Petition** Northern District of Illinois Name of Debtor (if individual, enter Last, First, Middle): Name of Joint Debtor (Spouse) (Last, First, Middle): Prado, Jose, M All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names): All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names): Last four digits of Soc. Sec. or Indvidual-Taxpayer I.D. (ITIN) No./Complete EIN(if more Last four digits of Soc. Sec. or Indvidual-Taxpayer I.D. (ITIN) No./Complete EIN(if more than one, state all): 7798 than one, state all): Street Address of Debtor (No. & Street, City, and State): Street Address of Joint Debtor (No. & Street, City, and State): 6526 Spring Brook Rd. #312 Rockford IL ZIP CODE ZIP CODE 61114 County of Residence or of the Principal Place of Business: County of Residence or of the Principal Place of Business Winnebago Mailing Address of Debtor (if different from street address): Mailing Address of Joint Debtor (if different from street address): ZIP CODE ZIP CODE Location of Principal Assets of Business Debtor (if different from street address above): ZIP CODE Type of Debtor Nature of Business Chapter of Bankruptcy Code Under Which (Form of Organization) (Check one box) the Petition is Filed (Check one box) (Check one box.) ■ Health Care Business ☐ Chapter 15 Petition for **√** Chapter 7 ☐ Single Asset Real Estate as defined in 11 Individual (includes Joint Debtors) Recognition of a Foreign Chapter 9 U.S.C. § 101(51B) See Exhibit D on page 2 of this form. Main Proceeding Chapter 11 Railroad Corporation (includes LLC and LLP) ☐ Chapter 15 Petition for Stockbroker Partnership Chapter 12 Recognition of a Foreign ☐ Commodity Broker Other (If debtor is not one of the above entities. Nonmain Proceeding Chapter 13 Clearing Bank check this box and state type of entity below.) **Nature of Debts** Other (Check one box) Tax-Exempt Entity Debts are primarily consumer Debts are primarily (Check box, if applicable) debts, defined in 11 U.S.C. business debts. § 101(8) as "incurred by an Debtor is a tax-exempt organization individual primarily for a under Title 26 of the United States personal, family, or house-Code (the Internal Revenue Code.) hold purpose. Chapter 11 Debtors Filing Fee (Check one box) Check one box: ✓ Full Filing Fee attached ☐ Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Filing Fee to be paid in installments (applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor is Check if: unable to pay fee except in installments. Rule 1006(b) See Official Form 3A. Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,190,000. ☐ Filing Fee waiver requested (applicable to chapter 7 individuals only). Must Check all applicable boxes attach signed application for the court's consideration. See Official Form 3B. A plan is being filed with this petition Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b). THIS SPACE IS FOR Statistical/Administrative Information COURT USE ONLY ☐ Debtor estimates that funds will be available for distribution to unsecured creditors. Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors. Estimated Number of Creditors 100-200-50-1,000-5,001-10,001-25,001-50,001-Over 99 199 10 000 100 000 100 000 5 000 25,000 50,000 Estimated Assets  $\mathbf{\Lambda}$ \$0 to \$50,001 to \$50,000,001 \$100,000,001 \$100,001 to \$500,001 to \$1,000,001 \$10,000,001 \$500,000,001 More than \$1 \$50,000 \$100,000 to \$100 to \$500 \$500,000 \$1 to \$10 to \$50 to \$1 billion billion million million million million million Estimated Liabilities  $\Box$  $\Box$ \$500,001 to \$1,000,001 \$100,000,001 \$10,000,001 \$50,000,001 \$50,001 to \$100,001 to \$500,000,001 More than \$1 \$1 to \$10 to \$50 to \$100 to \$500 \$50,000 \$100,000 \$500,000 billion to \$1 billion million million million million million

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|------------------------------------|---|--|--|--|--|--|--|--|
| Voluntary Petit<br>(This page must | tion Document be completed and filed in every case)   | Nanage 2stofs39  Jose M Prado  |  |  |  |  |  |  |
|                                    | All Prior Bankruptcy Cases Filed Within La  | sst 8 Years (If more than two, attach additional sheet.)   |  |  |  |  |  |  |
| Location<br>Where Filed:           | NONE  | Case Number:   | Date Filed:  |  |  |  |  |  |
| Location<br>Where Filed:           |   | Case Number:   | Date Filed:  |  |  |  |  |  |
|                                    | Pending Bankruptcy Case Filed by any Spouse, Partner o  | r Affiliate of this Debtor (If more than one, attach ad  | ditional sheet)  |  |  |  |  |  |
| Name of Debtor: <b>NONE</b>        |   | Case Number:   | Date Filed:  |  |  |  |  |  |
| District:                          |   | Relationship:  | Judge:   |  |  |  |  |  |
| 10Q) with the Securi               | Exhibit A debtor is required to file periodic reports (e.g., forms 10K and tites and Exchange Commission pursuant to Section 13 or 15(d) change Act of 1934 and is requesting relief under chapter 11.)           | Exhibit B  (To be completed if debtor is a whose debts are primarily con I, the attorney for the petitioner named in the foregoi have informed the petitioner that [he or she] may pro 12, or 13 of title 11, United States Code, and have eavailable under each such chapter. I further certify the debtor the notice required by 11 U.S.C. § 342(b). | sumer debts) ng petition, declare that I ceed under chapter 7, 11, xplained the relief |  |  |  |  |  |
| Exhibit A is att                   | tached and made a part of this petition.  | X /s/ Laura L McGarragan   | 3/16/2009  |  |  |  |  |  |
|                                    |   | Signature of Attorney for Debtor(s)  Laura L McGarragan  | Date <b>6199753</b>  |  |  |  |  |  |
|                                    | Exi   | hibit C  |  |  |  |  |  |  |
|                                    | or have possession of any property that poses or is alleged to pose a bit C is attached and made a part of this petition.   | threat of imminent and identifiable harm to public heal  | th or safety?  |  |  |  |  |  |
|                                    | Exh   | nibit D  |  |  |  |  |  |  |
| (To be completed by                | every individual debtor. If a joint petition is filed, each spouse must   | t complete and attach a separate Exhibit D.)   |  |  |  |  |  |  |
| <b>✓</b> Exhibit D o               | completed and signed by the debtor is attached and made a part of the   | his petition   |  |  |  |  |  |  |
|                                    |   | ins petition.  |  |  |  |  |  |  |
| If this is a joint petiti          | ion:  |  |  |  |  |  |  |  |
| Exhibit D                          | also completed and signed by the joint debtor is attached and made  |  |  |  |  |  |  |  |
|                                    |   | ding the Debtor - Venue applicable box)  |  |  |  |  |  |  |
| <b>I</b>                           | Debtor has been domiciled or has had a residence, principal place preceding the date of this petition or for a longer part of such 180 c  |  | ays immediately  |  |  |  |  |  |
|                                    | There is a bankruptcy case concerning debtor's affiliate. general pa  | artner, or partnership pending in this District.   |  |  |  |  |  |  |
|                                    | Debtor is a debtor in a foreign proceeding and has its principal planes no principal place of business or assets in the United States but this District, or the interests of the parties will be served in regard | t is a defendant in an action or proceeding [in a federal of   |  |  |  |  |  |  |
|                                    |   | des as a Tenant of Residential Property oplicable boxes.)  |  |  |  |  |  |  |
|                                    | Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following).  |  |  |  |  |  |  |  |
|                                    |   | (Name of landlord that obtained judgment)  |  |  |  |  |  |  |
|                                    |   | (Address of landlord)  |  |  |  |  |  |  |
|                                    | Debtor claims that under applicable nonbankruptcy law, there are entire monetary default that gave rise to the judgment for possession  |  | ed to cure the   |  |  |  |  |  |
|                                    | Debtor has included in this petition the deposit with the court of ar filing of the petition.   | ny rent that would become due during the 30-day period   | after the  |  |  |  |  |  |
|                                    | Debtor certifies that he/she has served the Landlord with this certifies  | fication. (11 U.S.C. § 362(1)).  |  |  |  |  |  |  |

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| Voluntary Petition Document   | Nanage 3t of s39   |  |  |  |  |
| (This page must be completed and filed in every case)   | Jose M Prado   |  |  |  |  |
| Sign  | atures   |  |  |  |  |
| Signature(s) of Debtor(s) (Individual/Joint)  | Signature of a Foreign Representative  |  |  |  |  |
| I declare under penalty of perjury that the information provided in this petition is true and correct.  [If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.  [If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. § 342(b).  I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.  X /s/ Jose M Prado  Signature of Debtor Jose M Prado  X Not Applicable  Signature of Joint Debtor | I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.  (Check only <b>one</b> box.)  I request relief in accordance with chapter 15 of Title 11, United States Code. Certified Copies of the documents required by § 1515 of title 11 are attached.  Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the Chapter of title 11 specified in the petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.  X Not Applicable  (Signature of Foreign Representative) |  |  |  |  |
| Telephone Number (If not represented by attorney)  3/16/2009  | Date   |  |  |  |  |
| Date Signature of Attorney  | Signature of Non-Attorney Petition Preparer  |  |  |  |  |
| X /s/ Laura L McGarragan Signature of Attorney for Debtor(s)  Laura L McGarragan Bar No. 6199753  Printed Name of Attorney for Debtor(s) / Bar No.  McGarragan Law Offices Firm Name  1004 N. Main St. Rockford, IL 61103   | I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as definin 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services charge by bankruptcy petition preparers, I have given the debtor notice of the maximum amout before preparing any document for filing for a debtor or accepting any fee from the debt as required in that section. Official Form 19 is attached.                            |  |  |  |  |
| Address   | Not Applicable Printed Name and title, if any, of Bankruptcy Petition Preparer   |  |  |  |  |
| 815 961-1111 815-961-9233  Telephone Number  3/16/2009  Date  *In a case in which § 707(b)(4)(D) applies, this signature also constitutes a   | Social-Security number (If the bankruptcy petition preparer is not an individual, state the Social-Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)  Address  |  |  |  |  |
| certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.   | Auutos   |  |  |  |  |
| Signature of Debtor (Corporation/Partnership)   | X Not Applicable   |  |  |  |  |
| I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.  The debtor requests the relief in accordance with the chapter of title 11, United States Code, specified in this petition.  X Not Applicable   | Date Signature of bankruptcy petition preparer or officer, principal, responsible person, or partner whose Social-Security number is provided above.  Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual.   |  |  |  |  |
| Signature of Authorized Individual  | If more than one person prepared this document, attach to the appropriate official form for each person.   |  |  |  |  |
| Printed Name of Authorized Individual  Title of Authorized Individual   | A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. § 110; 18 U.S.C. § 156.  |  |  |  |  |
| Date  |  |  |  |  |  |
| Duit  |  |  |  |  |  |

Case 09-70951 Doc 1 Filed 03/16/09 Entered 03/16/09 17:56:55 Desc Main Document Doc Page 4 of 39

#### **UNITED STATES BANKRUPTCY COURT**

#### **Northern District of Illinois**

| Case No.   |  |
|------------|--|
| (if known) |  |
|            |  |

#### **EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT**

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps

| to stop creditors' collection activities.   |
|---|
| Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.   |
| 1. Within the 180 days <b>before the filing of my bankruptcy case</b> , I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.  |
| 2. Within the <b>180 days before the filing of my bankruptcy case</b> , I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.  |
| 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Summarize exigent circumstances here.]  |
|   |
| If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing. |
| ☐ 4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.] ☐ Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.);  |

| Case 09-7099<br>B 1D (Official Form   |                  | Filed 03/16/09<br>Document<br>08) – Cont. | Entered 03/16/09 17:56:55<br>Page 5 of 39 | Desc Main |  |  |  |  |
|---|------------------|---|---|-----------|--|--|--|--|
| Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.); |                  |   |   |           |  |  |  |  |
|   | Active military  | duty in a military con                    | nbat zone.                                |           |  |  |  |  |
| 5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. ' 109(h) does not apply in this district.   |                  |   |   |           |  |  |  |  |
| I certify und   | der penalty of p | erjury that the infor                     | mation provided above is true and         | correct.  |  |  |  |  |
| Signature of Debtor:  | /s/ Jose M Prado |   |   |           |  |  |  |  |
| Date: 3/16/2009   |                  |   |   |           |  |  |  |  |

Case 09-70951 Doc 1 Filed 03/16/09 Entered 03/16/09 17:56:55 Desc Main Document Page 6 of 39

B6A (Official Form 6A) (12/07)

| In re: | Jose M Prado |        | Case No. |            |  |
|--------|--------------|--------|----------|------------|--|
|        |              | Debtor | -,       | (If known) |  |

## **SCHEDULE A - REAL PROPERTY**

| DESCRIPTION AND<br>LOCATION OF<br>PROPERTY | NATURE OF DEBTOR'S<br>INTEREST IN PROPERTY | HUSBAND, WIFE, JOINT OR COMMUNITY | CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION | AMOUNT OF<br>SECURED<br>CLAIM |
|--|--|-----------------------------------|--|-------------------------------|
|  | Total                                      | >                                 | 0.00   |                               |

(Report also on Summary of Schedules.)

Case 09-70951 Doc 1 Filed 03/16/09 Entered 03/16/09 17:56:55 Desc Main Document Page 7 of 39

**B6B (Official Form 6B) (12/07)** 

| In re | Jose M Prado | Case No.  |    |
|-------|--------------|-----------|----|
|       | Debtor       | (If known | 1) |

## **SCHEDULE B - PERSONAL PROPERTY**

|   | 1    |   |                                      |   |
|---|------|---|--------------------------------------|---|
| TYPE OF PROPERTY  | NONE | DESCRIPTION AND LOCATION<br>OF PROPERTY | HUSBAND, WIFE, JOINT<br>OR COMMUNITY | CURRENT VALUE OF<br>DEBTOR'S INTEREST<br>IN PROPERTY, WITH-<br>OUT DEDUCTING ANY<br>SECURED CLAIM<br>OR EXEMPTION |
| 1. Cash on hand   |      | Cash                                    |                                      | 50.00   |
| Checking, savings or other financial accounts, certificates of deposit, or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.                         |      | Checking account                        |                                      | 300.00  |
| <ol> <li>Security deposits with public utilities,<br/>telephone companies, landlords, and<br/>others.</li> </ol>  |      | Security deposit                        |                                      | 1,445.00  |
| Household goods and furnishings,<br>including audio, video, and computer<br>equipment.  |      | Furnitue                                |                                      | 600.00  |
| <ol> <li>Books, pictures and other art objects,<br/>antiques, stamp, coin, record, tape,<br/>compact disc, and other collections or<br/>collectibles.</li> </ol>  | Х    |   |                                      |   |
| 6. Wearing apparel.   |      | Clothing                                |                                      | 1,000.00  |
| 7. Furs and jewelry.  | Х    |   |                                      |   |
| Firearms and sports, photographic, and other hobby equipment.   | Х    |   |                                      |   |
| Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.   | Х    |   |                                      |   |
| 10. Annuities. Itemize and name each issuer.  | X    |   |                                      |   |
| 11. Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c).) | х    |   |                                      |   |
| 12. Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.   |      | IRA                                     |                                      | 32,000.00   |
| 13. Stock and interests in incorporated and unincorporated businesses. Itemize.   |      | Stocks                                  |                                      | 1,500.00  |
| 14. Interests in partnerships or joint ventures. Itemize.   | Х    |   |                                      |   |
| <ol> <li>Government and corporate bonds and<br/>other negotiable and nonnegotiable<br/>instruments.</li> </ol>  | Х    |   |                                      |   |
| 16. Accounts receivable.  | Х    |   |                                      |   |
| 17. Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.  | Х    |   |                                      |   |
| 18. Other liquidated debts owed to debtor   | Х    |   |                                      |   |

Case 09-70951 Doc 1 Filed 03/16/09 Entered 03/16/09 17:56:55 Desc Main Document Page 8 of 39

B6B (Official Form 6B) (12/07) -- Cont.

| In re | Jose M Prado | Case No. |   |            |
|-------|--------------|----------|---|------------|
|       | Deb          | tor      | , | (If known) |

## **SCHEDULE B - PERSONAL PROPERTY**

(Continuation Sheet)

|   |      |   | 1                                    |   |
|---|------|---|--------------------------------------|---|
| TYPE OF PROPERTY  | NONE | DESCRIPTION AND LOCATION<br>OF PROPERTY | HUSBAND, WIFE, JOINT<br>OR COMMUNITY | CURRENT VALUE OF<br>DEBTOR'S INTEREST<br>IN PROPERTY, WITH-<br>OUT DEDUCTING ANY<br>SECURED CLAIM<br>OR EXEMPTION |
| 19. Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.  | Х    |   |                                      |   |
| Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.  | Х    |   |                                      |   |
| 21. Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.  | X    |   |                                      |   |
| 22. Patents, copyrights, and other intellectual property. Give particulars.   | X    |   |                                      |   |
| 23. Licenses, franchises, and other general intangibles. Give particulars.  | X    |   |                                      |   |
| 24. Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. § 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes. | X    |   |                                      |   |
| 25. Automobiles, trucks, trailers, and other vehicles and accessories.  |      | 2000 BMW<br>170000 Miles                |                                      | 2,500.00  |
| Automobiles, trucks, trailers, and other vehicles and accessories.  |      | 2002 Mini Cooper (son)                  |                                      | 8,500.00  |
| Automobiles, trucks, trailers, and other vehicles and accessories.  |      | 2003 Hyundai Tiburon (daughter)         |                                      | 6,000.00  |
| 26. Boats, motors, and accessories.   | Χ    |   |                                      |   |
| 27. Aircraft and accessories.   | X    |   |                                      |   |
| 28. Office equipment, furnishings, and supplies.  | X    |   |                                      |   |
| 29. Machinery, fixtures, equipment and supplies used in business.   | X    |   |                                      |   |
| 30. Inventory.  | X    |   |                                      |   |
| 31. Animals.  | X    |   |                                      |   |
| 32. Crops - growing or harvested. Give particulars.   | X    |   |                                      |   |
| 33. Farming equipment and implements.   | X    |   |                                      |   |
| 34. Farm supplies, chemicals, and feed.   | X    |   |                                      |   |
| 35. Other personal property of any kind not already listed. Itemize.  | X    |   |                                      |   |

|        | Case 09-70951                   | Doc 1 | Filed 03/16/09<br>Document | Entered 03/16/09 17:56:55<br>Page 9 of 39 | Desc Main  |
|--------|---------------------------------|-------|----------------------------|---|------------|
| B6B (O | rfficial Form 6B) (12/07) Cont. |       |                            | 3   |            |
| In re  | Jose M Prado                    |       |                            | Case No.                                  |            |
|        |                                 |       | Debtor                     | ,   | (If known) |

# SCHEDULE B - PERSONAL PROPERTY (Continuation Sheet)

| TYPE OF PROPERTY | NONE | DESCRIPTION AND LOCATION<br>OF PROPERTY | HUSBAND, WIFE, JOINT<br>OR COMMUNITY | CURRENT VALUE OF<br>DEBTOR'S INTEREST<br>IN PROPERTY, WITH-<br>OUT DEDUCTING ANY<br>SECURED CLAIM<br>OR EXEMPTION |
|------------------|------|---|--------------------------------------|---|
|                  | _    | 2 continuation sheets attached Tot      | al >                                 | \$ 53,895.00  |

(Include amounts from any continuation sheets attached. Report total also on Summary of Schedules.)

Case 09-70951 Doc 1 Filed 03/16/09 Entered 03/16/09 17:56:55 Desc Main Document Page 10 of 39

B6C (Official Form 6C) (12/07)

| In re | Jose M Prado | Case No. |            |
|-------|--------------|----------|------------|
|       | Debtor       |          | (If known) |

## **SCHEDULE C - PROPERTY CLAIMED AS EXEMPT**

| Debtor claims the exemptions to which debtor is entitled under: | ☐ Check if debtor claims a homestead exemption that exceeds |
|---|---|
| (Check one box)   | \$136,875   |

☐ 11 U.S.C. § 522(b)(2) ☐ 11 U.S.C. § 522(b)(3)

| DESCRIPTION OF PROPERTY  | SPECIFY LAW<br>PROVIDING EACH<br>EXEMPTION | VALUE OF<br>CLAIMED<br>EXEMPTION | CURRENT<br>VALUE OF PROPERTY<br>WITHOUT DEDUCTING<br>EXEMPTION |
|--------------------------|--|----------------------------------|--|
| 2000 BMW<br>170000 Miles | 735 ILCS 5/12-1001(c)                      | 2,400.00                         | 2,500.00   |
| Cash                     | 735 ILCS 5/12-1001(b)                      | 50.00                            | 50.00  |
| Checking account         | 735 ILCS 5/12-1001(b)                      | 300.00                           | 300.00   |
| Clothing                 | 735 ILCS 5/12-1001(a),(e)                  | 1,000.00                         | 1,000.00   |
| Furnitue                 | 735 ILCS 5/12-1001(b)                      | 600.00                           | 600.00   |
| IRA                      | 735 ILCS 5/12-1006                         | 32,000.00                        | 32,000.00  |
| Security deposit         | 735 ILCS 5/12-1001(b)                      | 1,445.00                         | 1,445.00   |
| Stocks                   | 735 ILCS 5/12-1001(b)                      | 1,500.00                         | 1,500.00   |

Entered 03/16/09 17:56:55 Desc Main Case 09-70951 Doc 1 Filed 03/16/09 Page 11 of 39 Document

B6D (Official Form 6D) (12/07)

| In re | Jose M Prado | Case No. |  |            |
|-------|--------------|----------|--|------------|
|       |              | Debtor   |  | (If known) |

## **SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS**

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

| CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND AN ACCOUNT NUMBER (See Instructions, Above.) | CODEBTOR | HUSBAND, WIFE, JOINT<br>OR COMMUNITY | DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN                   | CONTINGENT | UNLIQUIDATED | DISPUTED | AMOUNT OF<br>CLAIM WITHOUT<br>DEDUCTING<br>VALUE OF<br>COLLATERAL | UNSECURED<br>PORTION, IF<br>ANY |
|---|----------|--------------------------------------|--|------------|--------------|----------|---|---------------------------------|
| ACCOUNT NO. 62039848  Amcore Bank 1210 S Alpine Rd. Rockford IL 61108-3946                              | х        |                                      | PMSI<br>2003 Hyundai Tiburon<br>(co-signer)<br>VALUE \$6,000.00  |            |              |          | 6,500.00  | 0.00                            |
| ACCOUNT NO. 1097676757  Countrywide 400 Countrywide Way Simi Valley CA 93065-6298                       | х        |                                      | Mortgage<br>1609 W 9th St.<br>Belvidere IL 61008-5495<br>(quit-claimed to wife in divorce)<br>VALUE \$102,000.00 |            |              |          | 102,000.00  | 0.00                            |
| ACCOUNT NO. 861819183  Fifth Third Bank 38 Fountain Sq. Mail Drop 1COM65  Cincinnati OH 45263           | х        |                                      | PMSI<br>2002 Mini Cooper (co-signer)<br>VALUE \$8,500.00   |            |              |          | 8,500.00  | 0.00                            |

continuation sheets attached

Subtotal > (Total of this page)

Total > (Use only on last page)

| \$<br>117,000.00 | \$<br>0.00 |
|------------------|------------|
| \$<br>117,000.00 | \$<br>0.00 |

Entered 03/16/09 17:56:55 Desc Main Case 09-70951 Doc 1 Filed 03/16/09

Document

Page 12 of 39

B6E (Official Form 6E) (12/07)

Jose M Prado In re

Case No. (If known) Debtor

### SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

| ¥    | Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.   |
|------|---|
| TYF  | PES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets.)  |
|      | Domestic Support Obligations  |
|      | Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or onsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in J.S.C. § 507(a)(1).  |
|      | Extensions of credit in an involuntary case   |
| арро | Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the pintment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).  |
|      | Wages, salaries, and commissions  |
|      | Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying pendent sales representatives up to \$10,950* per person earned within 180 days immediately preceding the filing of the original petition, or the sation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4). |
|      | Contributions to employee benefit plans   |
| cess | Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the sation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).   |
|      | Certain farmers and fishermen   |
|      | Claims of certain farmers and fishermen, up to \$5,400* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).  |
|      | Deposits by individuals   |
| that | Claims of individuals up to \$2,425* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, were not delivered or provided. 11 U.S.C. § 507(a)(7).   |
|      | Taxes and Certain Other Debts Owed to Governmental Units  |
|      | Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).   |
|      | Commitments to Maintain the Capital of an Insured Depository Institution  |
|      | Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of ernors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. 7 (a)(9).   |
|      | Claims for Death or Personal Injury While Debtor Was Intoxicated  |
| anot | Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or her substance. 11 U.S.C. § 507(a)(10).  |
| adju | * Amounts are subject to adjustment on April 1, 2010, and every three years thereafter with respect to cases commenced on or after the date of stment.  |

1 continuation sheets attached

Case 09-70951 Doc 1 Filed 03/16/09 Entered 03/16/09 17:56:55 Desc Main Page 13 of 39 Document

B6E (Official Form 6E) (12/07) - Cont.

| In re | Jose M Prado   |        | Case No. |            |
|-------|----------------|--------|----------|------------|
|       | oos iii i iaac | Debtor | _        | (If known) |

## SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

(Continuation Sheet)

| CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.) | CODEBTOR | HUSBAND, WIFE, JOINT<br>OR COMMUNITY | DATE CLAIM WAS<br>INCURRED AND<br>CONSIDERATION<br>FOR CLAIM | CONTINGENT | UNLIQUIDATED | DISPUTED | AMOUNT<br>OF CLAIM | AMOUNT<br>ENTITLED TO<br>PRIORITY | AMOUNT<br>NOT<br>ENTITLED TO<br>PRIORITY, IF<br>ANY |
|---|----------|--------------------------------------|--|------------|--------------|----------|--------------------|-----------------------------------|---|
| ACCOUNT NO.   |          |                                      |  |            |              |          |                    |                                   | \$0.00  |

Sheet no.  $\underline{1}$  of  $\underline{1}$  continuation sheets attached to Schedule of Creditors Holding Priority Claims

Subtotals > (Totals of this page)

Total ➤ (Use only on last page of the completed Schedule E. Report also on the Summary of

Schedules.) Total ➤

(Use only on last page of the completed Schedule E. If applicable, report also on the Statistical Summary of Certain Liabilities and Related Data.)

| 0.00 | \$<br>0.00 | \$   | 0.00 |
|------|------------|------|------|
| 0.00 |            |      |      |
|      | \$<br>0.00 | \$   | 0.00 |
|      | 0.00       | 0.00 | 0.00 |

Case 09-70951 Doc 1 Filed 03/16/09 Entered 03/16/09 17:56:55 Desc Main Document Page 14 of 39

B6F (Official Form 6F) (12/07)

| In re | Jose M Prado |        | Case No.   |  |
|-------|--------------|--------|------------|--|
|       | •            | Dobtor | (If known) |  |

### SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

| CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.) | CODEBTOR | HUSBAND, WIFE, JOINT<br>OR COMMUNITY | DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE | CONTINGENT | UNLIQUIDATED | DISPUTED | AMOUNT OF<br>CLAIM |
|---|----------|--------------------------------------|--|------------|--------------|----------|--------------------|
| ACCOUNT NO. 4317 2076 2320 0806   |          |                                      |  |            |              |          | 5,020.00           |
| Associated Bank<br>1305 W Main St.<br>Stevens Point WI 54481                                      |          |                                      | Credit card  |            |              |          |                    |
| ACCOUNT NO. 5291-4922-8199-3390   |          |                                      |  |            |              |          | 21,000.00          |
| Capital One<br>PO Box 30285<br>Salt Lake City UT 84130-0285                                       |          | ı                                    | Credit card  |            |              |          | ,                  |
| ACCOUNT NO. 1820 0000 2100 3674   |          |                                      |  |            |              |          | 5,120.00           |
| Chase Bank<br>PO Box 15298<br>Wilmington DE 19886-5325  |          |                                      | Credit card  |            |              |          |                    |
| ACCOUNT NO. 5466 1601 1077 3304   |          |                                      |  |            |              |          | 13,086.00          |
| Citi Advantage Card<br>PO Box 6000<br>The Lakes NV 89163-6000                                     |          |                                      | Credit card  |            |              |          |                    |
| ACCOUNT NO. 518752008037XXXX  |          |                                      |  |            |              |          | 1,321.00           |
| Citi Cards<br>PO Box 6500<br>Sioux Falls SD 57117-6500  |          |                                      | Credit card  |            |              |          |                    |

<sup>1</sup> Continuation sheets attached

Subtotal > \$ 45,547.00

Total > (Use only on last page of the completed Schedule F.)

(Use only on last page of the completed Schedule F.)
(Report also on Summary of Schedules and, if applicable on the Statistical
Summary of Certain Liabilities and Related Data.)

Case 09-70951 Doc 1 Filed 03/16/09 Entered 03/16/09 17:56:55 Desc Main Document Page 15 of 39

B6F (Official Form 6F) (12/07) - Cont.

| In re | Jose M Prado | Case No. |            |
|-------|--------------|----------|------------|
|       | Debtor       |          | (If known) |

## SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

(Continuation Sheet)

|   |          |                                      | (Continuation Sheet)   |            |              |          |                    |
|---|----------|--------------------------------------|--|------------|--------------|----------|--------------------|
| CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.) | CODEBTOR | HUSBAND, WIFE, JOINT<br>OR COMMUNITY | DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE | CONTINGENT | UNLIQUIDATED | DISPUTED | AMOUNT OF<br>CLAIM |
| ACCOUNT NO. 5082 2900 5641 7048   |          |                                      |  |            |              |          | 14,713.00          |
| Citi Platinum Select<br>PO Box 44180<br>Jacksonville FL 32231-4180                                |          |                                      | Credit card  |            |              |          |                    |
| ACCOUNT NO. <b>F30621331&amp;F30611299</b>  |          |                                      |  |            |              |          | 21,944.00          |
| Northland Group<br>PO Box 390905<br>Edina MN 55439<br>Citibank                                    |          |                                      | Collection for Citibank SD<br>#5466160110773304<br>#5082290056417048<br>#5187520080374045    |            |              |          |                    |
| 701 E 60th St. N<br>Sioux Falls SD 57104  |          |                                      |  |            |              |          |                    |
| ACCOUNT NO. 6035320284685557  The Home Depot PO Box 6497 Sioux Falls SD 57117-6497                |          |                                      | Charge card  |            |              |          | 1,972.00           |
| ACCOUNT NO. 3001531841  WFNNB/American PO Box 182273  Columbus OH 43218-2273                      |          |                                      | Charge card  |            |              |          | 2,201.00           |

Sheet no.  $\underline{1}$  of  $\underline{1}$  continuation sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims

Subtotal > \$ 40,830.00

Total > \$ 86,377.00

(Use only on last page of the completed Schedule F.) (Report also on Summary of Schedules and, if applicable on the Statistical Summary of Certain Liabilities and Related Data.) Laura L McGarragan 6199753 McGarragan Law Offices 1004 N. Main St. Rockford, IL 61103

815 961-1111 Attorney for the Petitioner(s)

## UNITED STATES BANKRUPTCY COURT

Northern District of Illinois

In Re:

Debtor: **Jose M Prado**Social Security Number: **7798** 

Case No:

Chapter 7

**Numbered Listing of Creditors** 

|    | Creditor name and mailing address                             | Category of Claim | Amount of Claim |
|----|---|-------------------|-----------------|
| 1. | Amcore Bank<br>1210 S Alpine Rd.<br>Rockford IL 61108-3946    | Secured Claims    | \$ 6,500.00     |
| 2. | Associated Bank<br>1305 W Main St.<br>Stevens Point WI 54481  | Unsecured Claims  | \$ 5,020.00     |
| 3. | Capital One<br>PO Box 30285<br>Salt Lake City UT 84130-0285   | Unsecured Claims  | \$ 21,000.00    |
| 4. | Chase Bank<br>PO Box 15298<br>Wilmington DE 19886-5325        | Unsecured Claims  | \$ 5,120.00     |
| 5. | Citi Advantage Card<br>PO Box 6000<br>The Lakes NV 89163-6000 | Unsecured Claims  | \$ 13,086.00    |

# Case 09-70951 Doc 1 Filed 03/16/09 Entered 03/16/09 17:56:55 Desc Main Document Page 17 of 39

| In re: | Jose M Prado   | Case N           | No                 |
|--------|--|------------------|--------------------|
| 6.     | Citi Cards<br>PO Box 6500<br>Sioux Falls SD 57117-6500                         | Unsecured Claims | <b>\$ 1,321.00</b> |
| 7.     | Citi Platinum Select<br>PO Box 44180<br>Jacksonville FL 32231-4180             | Unsecured Claims | \$ 14,713.00       |
| 8.     | Countrywide<br>400 Countrywide Way<br>Simi Valley CA 93065-6298                | Secured Claims   | \$ 102,000.00      |
| 9.     | Fifth Third Bank<br>38 Fountain Sq.<br>Mail Drop 1COM65<br>Cincinnati OH 45263 | Secured Claims   | \$ 8,500.00        |
| 10.    | Northland Group<br>PO Box 390905<br>Edina MN 55439                             | Unsecured Claims | \$ 21,944.00       |
| 11.    | The Home Depot<br>PO Box 6497<br>Sioux Falls SD 57117-6497                     | Unsecured Claims | \$ 1,972.00        |
| 12.    | WFNNB/American<br>PO Box 182273<br>Columbus OH 43218-2273                      | Unsecured Claims | \$ 2,201.00        |

Case 09-70951 Doc 1 Filed 03/16/09 Entered 03/16/09 17:56:55 Desc Main Document Page 18 of 39

| In re: | Jose M Prado | Case No |
|--------|--------------|---------|
|--------|--------------|---------|

(The penalty for making a false statement or concealing property is a fine up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. secs. 152 and 3571.)

## **DECLARATION**

I, **Jose M Prado**, named as debtor in this case, declare under penalty of perjury that I have have read the foregoing Numbered Listing of Creditors, consisting of **2 sheets** (not including this declaration), and that it is true to the best of my information and belief.

Signature: /s/ Jose M Prado

Jose M Prado

Dated: 3/16/2009

| Case 09-70951 Doc 1 Filed 03/16/09 Entered 03/16/09 17:56:55 De |  |
|---|--|
| Document Page 19 of 39  |  |
| (   |  |

| n re: | Jose M Prado | Case No.  |   |
|-------|--------------|-----------|---|
|       | Debtor       | (If known | ) |

## **SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES**

☑ Check this box if debtor has no executory contracts or unexpired leases.

| NAME AND MAILING ADDRESS, INCLUDING ZIP CODE,<br>OF OTHER PARTIES TO LEASE OR CONTRACT. | DESCRIPTION OF CONTRACT OR LEASE AND NATURE OF DEBTOR'S INTEREST, STATE WHETHER LEASE IS FOR NONRESIDENTIAL REAL PROPERTY. STATE CONTRACT NUMBER OF ANY GOVERNMENT CONTRACT. |
|---|--|
|   |  |
|   |  |

Case 09-70951 Doc 1 Filed 03/16/09 Entered 03/16/09 17:56:55 Desc Main Document Page 20 of 39

**B6H (Official Form 6H) (12/07)** 

| In re: J | ose M Prado |    | Case No. |            |
|----------|-------------|----|----------|------------|
| _        | Debtor      | _, |          | (If known) |

## **SCHEDULE H - CODEBTORS**

☐ Check this box if debtor has no codebtors.

| NAME AND ADDRESS OF CODEBTOR                              | NAME AND ADDRESS OF CREDITOR  |
|---|---|
| Andrea Prado  | Amcore Bank   |
| 1609 W. 9th St.   | 1210 S Alpine Rd.   |
| Belvidere IL 61008  | Rockford IL 61108-3946  |
| Marsha Prado  | Countrywide   |
| 1609 W 9th St.  | 400 Countrywide Way   |
| Belvidere IL 61008-5495                                   | Simi Valley CA 93065-6298   |
| Derek Prado<br>6526 Spring Brook Rd.<br>Rockford IL 61114 | Fifth Third Bank 38 Fountain Sq. Mail Drop 1COM65 Cincinnati OH 45263 |

Case 09-70951 Doc 1 Filed 03/16/09 Entered 03/16/09 17:56:55 Desc Main Document Page 21 of 39

Debtor

| B6I (Official Form 6I) (12/07) | Document | Page 21 of 39 |
|--------------------------------|----------|---------------|
| In re Jose M Prado             |          | Case No.      |

## SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

(If known)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on Form 22A, 22B, or 22C.

| Debtor's Marital<br>Status: <b>Divorced</b>  | F DEBTOR AND   | DEBTOR AND SPOUSE       |   |   |  |
|--|--|-------------------------|---|---|--|
|  | RELATIONSHIP(S):                                     |                         | AG  | E(S):   |  |
| Employment:  | DEBTOR   |                         | SPOUSE  |   |  |
| Occupation Insu  | rance Agent  |                         |   |   |  |
|  | hts of Columbus                                      |                         |   |   |  |
| How long employed 8 yrs  |  |                         |   |   |  |
| Address of Employer  |  |                         |   |   |  |
| INCOME: (Estimate of average or case filed)  | projected monthly income at time                     |                         | EBTOR   | SPOUSE  |  |
| 1. Monthly gross wages, salary, ar   | nd commissions                                       | \$                      | 3,378.00 \$                                       |   |  |
| (Prorate if not paid monthly.) 2. Estimate monthly overtime                        |  | \$                      | 0.00 \$   |   |  |
| 3. SUBTOTAL  |  | \$                      | 3.378.00 \$                                       |   |  |
| 4. LESS PAYROLL DEDUCTION  | IS   |                         |   |   |  |
| a. Payroll taxes and social se   | ecurity  | \$                      | 600.00 \$   |   |  |
| b. Insurance   |  | \$                      | 72.00 \$  |   |  |
| c. Union dues  |  | \$                      | <u>0.00</u> \$                                    |   |  |
| d. Other (Specify) <u>Lar</u>  | otop   | \$                      | <b>25.00</b> \$                                   |   |  |
| 5. SUBTOTAL OF PAYROLL DE  | EDUCTIONS  | \$                      | <b>697.00</b> \$                                  |   |  |
| 6. TOTAL NET MONTHLY TAKE  | HOME PAY   | \$                      | <b>2,681.00</b> \$                                |   |  |
| 7. Regular income from operation   | of business or profession or farm                    |                         |   |   |  |
| (Attach detailed statement)  |  | \$                      | 0.00 \$   |   |  |
| 8. Income from real property   |  | \$                      | 0.00 \$   |   |  |
| 9. Interest and dividends  |  | \$                      | 0.00 \$   |   |  |
|  | ort payments payable to the debtor for the           | ¢.                      | 0.00 \$   |   |  |
| debtor's use or that of dependent of the dependent of the security or other govern |  | \$                      | 0.00 \$   |   |  |
| (Specify)  | ment assistance                                      | \$                      | 0.00 \$   |   |  |
| 12. Pension or retirement income   |  | \$                      | 0.00 \$   |   |  |
| 13. Other monthly income   |  |                         |   |   |  |
| (Specify)  |  | \$                      | <u>0.00</u> \$                                    |   |  |
| 14. SUBTOTAL OF LINES 7 THE  | ROUGH 13   | \$                      | 0.00 \$   |   |  |
| 15. AVERAGE MONTHLY INCO   | ME (Add amounts shown on lines 6 and 14)             | \$                      | <b>2,681.00</b> \$                                |   |  |
|  | ITHLY INCOME: (Combine column                        |                         | \$ 2,681.00                                       | 1   |  |
| totals from line 15)   |  | Statistical Su          | on Summary of Schedul<br>ummary of Certain Liabil | es and, if applicable, on ities and Related Data) |  |
| NONE   | ease in income reasonably anticipated to occur withi | in the year following t | ne niing of this documer                          | н.:   |  |

Doc 1 Filed 03/16/09 Entered 03/16/09 17:56:55 Desc Main Case 09-70951 Page 22 of 39 Document

B6J (Official Form 6J) (12/07)

| In re Jose M Prado |        | Case No. |            |
|--------------------|--------|----------|------------|
|                    | Debtor | •        | (If known) |

## SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

Complete this schedule by estimating the average or projected monthly expenses of the debtor and the debtor's family at time case filed. Prorate

| iny payments made biweekly, quarterly, semi-annually, or annually to show monthly rate. The average monthly exp<br>liffer from the deductions from income allowed on Form22A or 22C. | penses calculated on    | this form may |
|--|-------------------------|---------------|
| Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Complete a s expenditures labeled "Spouse."  | eparate schedule of     |               |
| 1. Rent or home mortgage payment (include lot rented for mobile home)  | \$                      | 800.00        |
| a. Are real estate taxes included? Yes No ✓  |                         |               |
| b. Is property insurance included? Yes No ✓  |                         |               |
| 2. Utilities: a. Electricity and heating fuel  | \$                      | 250.00        |
| b. Water and sewer   | \$                      | 0.00          |
| c. Telephone   | \$                      | 55.00         |
| d. Other Cell phone  | \$                      | 150.00        |
| 3. Home maintenance (repairs and upkeep)   | \$                      | 0.00          |
| 4. Food  | \$                      | 200.00        |
| 5. Clothing  | \$                      | 75.00         |
| 6. Laundry and dry cleaning  | \$                      | 75.00         |
| 7. Medical and dental expenses   | \$                      | 75.00         |
| 8. Transportation (not including car payments)   | \$                      | 400.00        |
| 9. Recreation, clubs and entertainment, newspapers, magazines, etc.  | \$                      | 75.00         |
| 10. Charitable contributions   | \$                      | 0.00          |
| 11. Insurance (not deducted from wages or included in home mortgage payments)  |                         |               |
| a. Homeowner's or renter's   | \$                      | 0.00          |
| b. Life  | \$                      | 0.00          |
| c. Health  | \$                      | 0.00          |
| d. Auto  | \$                      | 175.00        |
| e. Othe <u>r</u>   |                         | 0.00          |
| 12. Taxes (not deducted from wages or included in home mortgage payments)  |                         |               |
| (Specify)  | \$                      | 0.00          |
| 13. Installment payments: (In chapter 11, 12, and 13 cases, do not list payments to be included in the plan)   |                         |               |
| a. Auto  | \$                      | 250.00        |
| b. Other   | \$                      | 0.00          |
| 14. Alimony, maintenance, and support paid to others   | \$                      | 0.00          |
| 15. Payments for support of additional dependents not living at your home  | \$                      | 0.00          |
| 16. Regular expenses from operation of business, profession, or farm (attach detailed statement)   | \$                      | 0.00          |
| 17. Other  | <u> </u>                | 0.00          |
|  |                         | 0.00          |
| 18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)         | \$                      | 2,580.00      |
| 19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following to   | the filing of this docu | ment:         |
| 20. STATEMENT OF MONTHLY NET INCOME  |                         |               |
| a. Average monthly income from Line 15 of Schedule I   | \$                      | 2,681.00      |
| b. Average monthly expenses from Line 18 above   | \$                      | 2,580.00      |
| c. Monthly net income (a. minus b.)  | \$                      | 101.00        |

Case 09-70951 Doc 1 Filed 03/16/09 Entered 03/16/09 17:56:55 Desc Main Document Page 23 of 39

B6 Summary (Official Form 6 - Summary) (12/07)

### United States Bankruptcy Court Northern District of Illinois

| In re Jose M Prado |        | Case No.         |  |
|--------------------|--------|------------------|--|
|                    | Debtor | Chapter <b>7</b> |  |

## **SUMMARY OF SCHEDULES**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

| NAME OF SCHEDULE  | ATTACHED<br>(YES/NO) | NO. OF SHEETS | A  | SSETS     | LIABILITIES      | OTHER          |
|---|----------------------|---------------|----|-----------|------------------|----------------|
| A - Real Property   | YES                  | 1             | \$ | 0.00      |                  |                |
| B - Personal Property   | YES                  | 3             | \$ | 53.895.00 |                  |                |
| C - Property Claimed as Exempt  | YES                  | 1             |    |           |                  |                |
| D - Creditors Holding<br>Secured Claims   | YES                  | 1             |    |           | \$<br>117,000.00 |                |
| E - Creditors Holding Unsecured<br>Priority Claims<br>(Total of Claims on Schedule E) | YES                  | 2             |    |           | \$<br>0.00       |                |
| F - Creditors Holding Unsecured<br>Nonpriority Claims                                 | YES                  | 2             |    |           | \$<br>86.377.00  |                |
| G -Executory Contracts and<br>Unexpired Leases  | YES                  | 1             |    |           |                  |                |
| H - Codebtors   | YES                  | 1             |    |           |                  |                |
| I - Current Income of Individual Debtor(s)  | YES                  | 1             |    |           |                  | \$<br>2,681.00 |
| J - Current Expenditures of Individual Debtor(s)                                      | YES                  | 1             |    |           |                  | \$<br>2,580.00 |
| тот.  | AL                   | 14            | \$ | 53,895.00 | \$<br>203,377.00 |                |

Case 09-70951 Doc 1 Filed 03/16/09 Entered 03/16/09 17:56:55 Desc Main Document Page 24 of 39

B6 Declaration (Official Form 6 - Declaration) (12/07)

| In re | Jose M Prado | Case No. |            |
|-------|--------------|----------|------------|
|       | Debtor       |          | (If known) |

### **DECLARATION CONCERNING DEBTOR'S SCHEDULES**

#### **DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR**

| I declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of sheets, and that they are true and correct to the best of my knowledge, information, and belief. |           |                | _                         | 16     |
|---|-----------|----------------|---------------------------|--------|
| Date:   | 3/16/2009 | Signature:     | /s/ Jose M Prado          |        |
|   |           | •              | Jose M Prado              |        |
|   |           |                |                           | Debtor |
|   |           | [If joint case | e, both spouses must sign | 1      |

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

(NOT APPLICABLE)

Case 09-70951 Doc 1 Filed 03/16/09 Entered 03/16/09 17:56:55 Desc Main Document Page 25 of 39

B7 (Official Form 7) (12/07)

## UNITED STATES BANKRUPTCY COURT Northern District of Illinois

| In re: | Jose M Prado | Case No. |            |
|--------|--------------|----------|------------|
|        |              |          | (If known) |

#### STATEMENT OF FINANCIAL AFFAIRS

#### 1. Income from employment or operation of business

None

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the **two years** immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE FISCAL YEAR PERIOD

77,000.00(joint) Wages 2007

46,425.00 Wages 2008

8,000.00 Wages 2009

#### 2. Income other than from employment or operation of business

None **☑**  State the amount of income received by the debtor other than from employment, trade, profession, operation of the debtor's business during the **two years** immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE FISCAL YEAR PERIOD

#### 3. Payments to creditors

#### Complete a. or b., as appropriate, and c.

None **☑**  a. *Individual or joint debtor(s) with primarily consumer debts*: List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within **90 days** immediately preceding the commencement of this case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$600. Indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR

DATES OF PAYMENTS

AMOUNT PAID AMOUNT STILL OWING Document Page 20 of 39

None **☑**  b. Debtor whose debts are not primarily consumer debts: List each payment or other transfer to any creditor made within **90** days immediately preceding the commencement of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$5,475. If the debtor is an individual, indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments and other transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR

DATES OF PAYMENTS/ TRANSFERS AMOUNT PAID OR VALUE OF TRANSFERS

AMOUNT STILL OWING

2

None **☑**  c. *All debtors:* List all payments made within **one year** immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR AND RELATIONSHIP TO DEBTOR

DATE OF PAYMENT

AMOUNT PAID AMOUNT STILL OWING

#### 4. Suits and administrative proceedings, executions, garnishments and attachments

None 
✓i

a. List all suits and administrative proceedings to which the debtor is or was a party within **one year** immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

CAPTION OF SUIT AND CASE NUMBER

NATURE OF PROCEEDING

COURT OR AGENCY AND LOCATIO

STATUS OR DISPOSITION

None ✓i

b. Describe all property that has been attached, garnished or seized under any legal or equitable process within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS

OF PERSON FOR WHOSE

BENEFIT PROPERTY WAS SEIZED

DESCRIPTION

AND VALUE OF

BENEFIT PROPERTY

SEIZURE

PROPERTY

#### 5. Repossessions, foreclosures and returns

None 
☑

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR OR SELLER DATE OF REPOSSESSION, FORECLOSURE SALE, TRANSFER OR RETURN DESCRIPTION AND VALUE OF PROPERTY

#### Document Page 27 of 39

#### 6. Assignments and receiverships

None  $\square$ 

a. Describe any assignment of property for the benefit of creditors made within 120 days immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not

TERMS OF

3

NAME AND ADDRESS DATE OF **ASSIGNMENT** OF ASSIGNEE **ASSIGNMENT** OR SETTLEMENT

None V

b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS DESCRIPTION NAME AND ADDRESS OF COURT DATE OF AND VALUE OF OF CUSTODIAN CASE TITLE & NUMBER **ORDER PROPERTY** 

#### 7. Gifts

None  $\mathbf{\Lambda}$ 

List all gifts or charitable contributions made within one year immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS **DESCRIPTION** RELATIONSHIP OF PERSON TO DEBTOR. DATE AND VALUE OF OR ORGANIZATION IF ANY OF GIFT **GIFT** 

#### 8. Losses

None  $\mathbf{\Lambda}$ 

List all losses from fire, theft, other casualty or gambling within one year immediately preceding the commencement of this case or since the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

**DESCRIPTION** DESCRIPTION OF CIRCUMSTANCES AND, IF AND VALUE OF LOSS WAS COVERED IN WHOLE OR IN PART DATE OF **PROPERTY** BY INSURANCE, GIVE PARTICULARS LOSS

#### 9. Payments related to debt counseling or bankruptcy

None 

List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within one year immediately preceding the commencement of this case.

NAME AND ADDRESS DATE OF PAYMENT. AMOUNT OF MONEY OR OF PAYEE NAME OF PAYOR IF **DESCRIPTION AND VALUE** OTHER THAN DEBTOR OF PROPERTY Laura L McGarragan 1000.00 2/28/09

1004 North Main St. Rockford IL 61103

Document Page 28 of 39

#### 10. Other transfers

None **☑**  a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within **two years** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF TRANSFEREE, RELATIONSHIP TO DEBTOR

DATE

DESCRIBE PROPERTY TRANSFERRED AND VALUE RECEIVED

4

None **☑**  b. List all property transferred by the debtor within **ten years** immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

NAME OF TRUST OR OTHER DEVICE

DATE(S) OF TRANSFER(S) AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY OR DEBTOR INTEREST IN PROPERTY

#### 11. Closed financial accounts

None **☑**  List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within **one year** immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF INSTITUTION TYPE OF ACCOUNT, LAST FOUR DIGITS OF ACCOUNT NUMBER, AND AMOUNT OF FINAL BALANCE

AMOUNT AND DATE OF SALE OR CLOSING

#### 12. Safe deposit boxes

None **1** 

List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF BANK OR OTHER DEPOSITORY NAMES AND ADDRESSES
OF THOSE WITH ACCESS

DESCRIPTION OF

DATE OF TRANSFER OR SURRENDER,

OTHER DEPOSITORY TO BOX OR DEPOSITOR CONTENTS IF ANY

#### 13. Setoffs

None **☑**  List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within **90 days** preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR

DATE OF SETOFF

AMOUNT OF SETOFF

14. Property held for another person

None List all property owned by another person that the debtor holds or controls.

> NAME AND ADDRESS **DESCRIPTION AND VALUE**

OF OWNER OF PROPERTY LOCATION OF PROPERTY

5

#### 15. Prior address of debtor

None  $\mathbf{\Lambda}$ 

If debtor has moved within three years immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

**ADDRESS** NAME USED DATES OF OCCUPANCY

#### 16. Spouses and Former Spouses

None  $\mathbf{\Delta}$ 

 $\mathbf{Q}$ 

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within eight years immediately preceding the commencement of the case, identify the name of the debtor 's spouse and of any former spouse who resides or resided with the debtor in the community property state.

NAME

#### 17. Environmental Information.

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law.

None

 $\mathbf{Q}$ 

List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law.

NAME AND ADDRESS SITE NAME AND DATE OF **ENVIRONMENTAL** 

**ADDRESS** OF GOVERNMENTAL UNIT NOTICE LAW

None  $\mathbf{\Lambda}$ 

List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

SITE NAME AND NAME AND ADDRESS DATE OF **ENVIRONMENTAL ADDRESS** OF GOVERNMENTAL UNIT NOTICE LAW

Case 09-70951 Doc 1 Filed 03/16/09 Entered 03/16/09 17:56:55

Document Page 30 of 39

None  $\square$ 

List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

NAME AND ADDRESS OF GOVERNMENTAL UNIT DOCKET NUMBER

STATUS OR DISPOSITION 6

#### 18. Nature, location and name of business

None Ø

a. If the debtor is an individual, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within the six years immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within the six years immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within the six years immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the business, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within the six years immediately preceding the commencement of this case.

LAST FOUR DIGITS

OF SOCIAL SECURITY ADDRESS OR OTHER INDIVIDUAL

TAXPAYER-I.D. NO. (ITIN)/ COMPLETE EIN **BUSINESS** 

NATURE OF

**BEGINNING AND ENDING** 

**DATES** 

None  $\square$ 

NAME

Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

NAME **ADDRESS** 

[if completed by an individual or individual and spouse]

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct.

Date 3/16/2009

Signature of Debtor

/s/ Jose M Prado Jose M Prado

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS

## NOTICE TO CONSUMER DEBTOR(S) UNDER § 342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice to individuals with primarily consumer debts: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case.

You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

Notices from the bankruptcy court are sent to the mailing address you list on your bankruptcy petition. In order to ensure that you receive information about events concerning your case, Bankruptcy Rule 4002 requires that you notify the court of any changes in your address. If you are filing a **joint case** (a single bankruptcy case for two individuals married to each other), and each spouse lists the same mailing address on the bankruptcy petition, you and your spouse will generally receive a single copy of each notice mailed from the bankruptcy court in a jointly-addressed envelope, unless you file a statement with the court requesting that each spouse receive a separate copy of all notices.

#### 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days <a href="mailto:before">before</a> the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies. Each debtor in a joint case must complete the briefing.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses. Each debtor in a joint case must complete the course.

#### 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

Chapter 7: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total fee \$299)

- 1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.
- 2. Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.
- 3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.
- 4. Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

Chapter 13: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total fee \$274)

B 201 Page 2

- 1. Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.
- 2. Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.
- 3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

#### Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

#### Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

#### 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

**WARNING:** Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

#### Certificate of the Debtor

| I, the debtor, affirm that I have received and read this notice. |                     |           |
|--|---------------------|-----------|
| Jose M Prado   | X/s/ Jose M Prado   | 3/16/2009 |
| Printed Name of Debtor   | Jose M Prado        |           |
| Case No. (if known)  | Signature of Debtor | Date      |

Case 09-70951 Doc 1 Filed 03/16/09 Entered 03/16/09 17:56:55 Desc Main Document Page 33 of 39

Form 6 - Statistical Summary (12/07)

#### United States Bankruptcy Court Northern District of Illinois

| n re | Jose M Prado  | Case No.                        |                            |
|------|---|---------------------------------|----------------------------|
|      | Debtor  | Chapter                         | 7                          |
|      | STATISTICAL SUMMARY OF CERTAIN LIABILITIE                                   | ES AND RELATED [                | DATA (28 U.S.C. § 159)     |
|      | If you are an individual debtor whose debts are primarily consumer debts, a | as defined in § 101(8) of the E | Bankruptcy Code (11 U.S.C. |

Check this box if you are an individual debtor whose debts are NOT primarily consumer debts. You are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C. § 159.

Summarize the following types of liabilities, as reported in the Schedules, and total them.

§ 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below.

| Type of Liability   | Amount  |
|---|---------|
| Domestic Support Obligations (from Schedule E)  | \$      |
| Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)  | \$      |
| Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed) | \$      |
| Student Loan Obligations (from Schedule F)  | \$      |
| Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E.                  | \$      |
| Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)                           | \$      |
| TOTAL   | \$ 0.00 |

#### State the following:

| Average Income (from Schedule I, Line 16)  | \$ 2,681.00 |
|--|-------------|
| Average Expenses (from Schedule J, Line 18)  | \$ 2,580.00 |
| Current Monthly Income (from Form 22A Line 12; <b>OR</b> , Form 22B Line 11; <b>OR</b> , Form 22C Line 20) | \$ 3,378.00 |

#### State the following:

| Total from Schedule D, "UNSECURED PORTION, IF ANY" column                  | \$          |
|--|-------------|
| 2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column.            | \$          |
| 3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column | \$          |
| 4. Total from Schedule F   | \$86,377.00 |
| 5. Total of non-priority unsecured debt (sum of 1, 3, and 4)               | \$86,377.00 |

Case 09-70951 Doc 1 Filed 03/16/09 Entered 03/16/09 17:56:55 Desc Main Document Page 34 of 39

B 8 (Official Form 8) (12/08)

## UNITED STATES BANKRUPTCY COURT Northern District of Illinois

| In re | Jose M Prado | Case No. |           |
|-------|--------------|----------|-----------|
|       | Debtor       | _        | Chapter 7 |

## **CHAPTER 7 INDIVIDUAL DEBTOR'S STATEMENT OF INTENTION**

**PART A** – Debts secured by property of the estate. (Part A must be fully completed for **EACH** debt which is secured by property of the estate. Attach additional pages if necessary.)

| by property of the estate. Attach additional pages if necess   | • /  |
|--|--|
| Property No. 1   |  |
| Creditor's Name:<br>Amcore Bank  | Describe Property Securing Debt:<br>2003 Hyundai Tiburon (co-signer)   |
| Property will be <i>(check one)</i> :  ☐ Surrendered ☐ Retained  |  |
| If retaining the property, I intend to (check at least one):  Redeem the property  Reaffirm the debt     |  |
| Other. Explain   | (for example, avoid lien using 11 U.S.C. § 522(f))   |
| Property is <i>(check one)</i> :  Claimed as exempt  | ☑ Not claimed as exempt  |
|  |  |
| Property No. 2   |  |
| Creditor's Name:<br>Countrywide  | Describe Property Securing Debt:<br>1609 W 9th St.<br>Belvidere IL 61008-5495<br>(quit-claimed to wife in divorce) |
| Property will be <i>(check one)</i> :  ☐ Surrendered ☐ Retained  |  |
| If retaining the property, I intend to (check at least one):  ☐ Redeem the property  ☑ Reaffirm the debt |  |
| Other. Explain   | (for example, avoid lien using 11 U.S.C. § 522(f))   |
| Property is <i>(check one)</i> :  Claimed as exempt  | ✓ Not claimed as exempt  |

Case 09-70951 Doc 1 Filed 03/16/09 Entered 03/16/09 17:56:55 Desc Main Document Page 35 of 39

B 8 (Official Form 8) (12/08)

|   |                           | Ī                            |                                |  |
|---|---------------------------|------------------------------|--------------------------------|--|
| Property No. 3  |                           |                              |                                |  |
| Creditor's Name:  |                           | Describe Property            | Securing Debt:                 |  |
| Fifth Third Bank  |                           | 2002 Mini Cooper (co-signer) |                                |  |
|   |                           |                              |                                |  |
| Property will be (check one):   |                           |                              |                                |  |
|   | ☑ Retained                |                              |                                |  |
| _   |                           |                              |                                |  |
| If retaining the property, I intend to (c   | check at least one):      |                              |                                |  |
| ☐ Redeem the property   | ,                         |                              |                                |  |
| ✓ Reaffirm the debt   |                           |                              |                                |  |
| Other. Explain  |                           | (for example, avoid          | lien using 11 U.S.C. § 522(f)) |  |
|   |                           |                              |                                |  |
| Property is (check one):  |                           |                              |                                |  |
| Claimed as exempt   |                           | ✓ Not claimed as ex          | empt                           |  |
| PART B – Personal property subject to each unexpired lease. Attach additional   |                           |                              | Part B must be completed for   |  |
| Property No. 1  |                           |                              |                                |  |
| Lessor's Name:  | Describe Leased Property: |                              | Lease will be Assumed pursuant |  |
| None  |                           |                              | to 11 U.S.C. § 365(p)(2):      |  |
|   |                           |                              | ☐ YES ☐ NO                     |  |
| 0 continuation sheets attached (  | if any)                   |                              |                                |  |
|   |                           |                              |                                |  |
| declare under penalty of perjury that the above indicates my intention as to any property of my estate ecuring a debt and/or personal property subject to an unexpired lease. |                           |                              |                                |  |
| ocal mg a dest and/or personal prop   | Joing Subject to al       | i alloxpirou lease.          |                                |  |
|   |                           |                              |                                |  |
| Date: 3/16/2009   |                           | /s/ Jose M Prado             |                                |  |
| Suito. <u>1 </u>  |                           | Jose M Prado                 |                                |  |
|   |                           | Signature of Debtor          |                                |  |

Case 09-70951 Doc 1 Filed 03/16/09 Entered 03/16/09 17:56:55 Desc Main Document Page 36 of 39

B 203 (12/94)

## UNITED STATES BANKRUPTCY COURT Northern District of Illinois

| In i | e:      |                | Jose M Prado   |        |   | Case No.       |               |             |
|------|---------|----------------|--|--------|---|----------------|---------------|-------------|
|      |         | -              | Debtor   | •      | _   | Chapter        | 7             |             |
|      |         |                | DISCLOSURE   | E C    | FOR DEBTOR  | TORNE'         | Y             |             |
|      | and th  | nat co<br>o me | ompensation paid to me within one year   | befor  | 2016(b), I certify that I am the attorney for the above re the filing of the petition in bankruptcy, or agreed to behalf of the debtor(s) in contemplation of or in |                | or(s)         |             |
|      | F       | or le          | gal services, I have agreed to accept  |        |   | 5              | \$            | 1,000.00    |
|      | Р       | rior to        | o the filing of this statement I have recei  | ved    |   | 5              | \$            | 1,000.00    |
|      | В       | aland          | ce Due   |        |   | ;              | \$            | 0.00        |
| 2.   | The s   | ource          | e of compensation paid to me was:  |        |   |                |               |             |
|      |         | abla           | Debtor   |        | Other (specify)   |                |               |             |
| 3.   | The s   | ource          | e of compensation to be paid to me is:   |        |   |                |               |             |
|      |         |                | Debtor   |        | Other (specify)   |                |               |             |
| 4.   | Ø       |                | ave not agreed to share the above-disclo<br>ny law firm.                               | sed (  | compensation with any other person unless they are  | e members ar   | nd associates | \$          |
|      |         | my             | _  |        | pensation with a person or persons who are not me with a list of the names of the people sharing in the   |                |               |             |
| 5.   | In retu |                |  | d to r | ender legal service for all aspects of the bankruptcy   | / case,        |               |             |
|      | a)      |                | alysis of the debtor's financial situation, a etition in bankruptcy;                   | and re | endering advice to the debtor in determining whethe   | er to file     |               |             |
|      | b)      | Pre            | paration and filing of any petition, sched   | ules,  | statement of affairs, and plan which may be require   | ed;            |               |             |
|      | c)      | Rep            | presentation of the debtor at the meeting  | of c   | reditors and confirmation hearing, and any adjourne   | ed hearings th | ereof;        |             |
|      | d)      | •              | ner provisions as needed]<br>ne  |        |   |                |               |             |
| 6.   | Ву а    | green          | nent with the debtor(s) the above disclos  | ed fe  | ee does not include the following services:   |                |               |             |
|      |         | Re             | presenting Debtor in Adversary   |        |   |                |               |             |
|      |         |                |  |        | CERTIFICATION   |                |               |             |
| re   |         | •              | nat the foregoing is a complete statemen<br>on of the debtor(s) in this bankruptcy pro |        | any agreement or arrangement for payment to me fo   | or             |               |             |
| С    | ated:   | <u>3/1</u>     | 6/2009   |        |   |                |               |             |
|      |         |                |  |        | /s/ Laura L McGarragan  |                |               |             |
|      |         |                |  |        | Laura L McGarragan, Bar No. 619   | 9753           |               | <del></del> |
|      |         |                |  |        | McGarragan Law Offices Attorney for Debtor(s)   |                |               |             |

## Case 09-70951 Doc 1 Filed 03/16/09 Entered 03/16/09 17:56:55 Desc Main Document Page 37 of 39

Amcore Bank 1210 S Alpine Rd. Rockford IL 61108-3946

Andrea Prado 1609 W. 9th St. Belvidere IL 61008

Associated Bank 1305 W Main St. Stevens Point WI 54481

Capital One PO Box 30285 Salt Lake City UT 84130-0285

Chase Bank PO Box 15298 Wilmington DE 19886-5325

Citi Advantage Card PO Box 6000 The Lakes NV 89163-6000

Citi Cards PO Box 6500 Sioux Falls SD 57117-6500

Citi Platinum Select PO Box 44180 Jacksonville FL 32231-4180

Citibank 701 E 60th St. N Sioux Falls SD 57104

## Case 09-70951 Doc 1 Filed 03/16/09 Entered 03/16/09 17:56:55 Desc Main Document Page 38 of 39

Countrywide 400 Countrywide Way Simi Valley CA 93065-6298

Derek Prado 6526 Spring Brook Rd. Rockford IL 61114

Fifth Third Bank 38 Fountain Sq. Mail Drop 1COM65 Cincinnati OH 45263

Marsha Prado 1609 W 9th St. Belvidere IL 61008-5495

Northland Group PO Box 390905 Edina MN 55439

The Home Depot PO Box 6497 Sioux Falls SD 57117-6497

WFNNB/American PO Box 182273 Columbus OH 43218-2273 Case 09-70951 Doc 1 Filed 03/16/09 Entered 03/16/09 17:56:55 Desc Main Document Page 39 of 39

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS

| In Re:<br>Jose M | Prado     | Bankruptcy Case Number:   |
|------------------|-----------|---|
|                  |           |   |
|                  |           | VERIFICATION OF CREDITOR MATRIX   |
|                  |           | Number of Creditors:  |
| The about        |           | ereby verifies that the list of creditors is true and correct to the best of my (our) |
| Dated:           | 3/16/2009 | /s/ Jose M Prado<br>Jose M Prado  |
|                  |           | Debtor  |